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MACMILLAN, SOBANSKI & TODD, LLC ONE MARITIME PLAZA-FOURTH FLOOR 720 WATER STREET TOLEDO, OH 43604

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In re Application of:

OFFICE OF PETITIONS

Peck et al.

DECISION ON

Application No. 10/607,614

PETITION

Filed: June 27, 2003

Attorney Docket Number: 1-73988

This is a decision on the petition for revival of an application abandoned unintentionally under 37 CFR 1.137(b), filed January 30, 2005, to revive the above-identified application.

This Petition is hereby granted.

The above-identified application became abandoned for failure to reply in a timely manner to the nonfinal Office action, mailed May 6, 2004. The Notice set a shortened statutory period for reply of three (3) months from the mail date of the Notice, and also provided for extensions of time under 37 CFR 1.136(a). No reply having been received, the application became abandoned January 23, 2004. A Notice of Abandonment was mailed December 20, 2004.

With the instant petition, Applicant has filed an Amendment in response to the non-final Office action.

This application is being returned to Technology Center 3612 for processing of the Amendment, filed January 30, 2005, in due course.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3232.

Attorney/Advisor

Office of Petitions